

RECEIVED

FORM 202 Rev. 09/16

MAY 18 2020  
INCOMPLETE  
WATER RESOURCES  
WESTERN REGION

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

# APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

Ident. No. 57-12015

RECEIVED  
Incomplete  
JUN 18 2020

1. Name of applicant(s) Jeffery Stoddard and/or Wallene Stoddard Phone 209-383-2151

Name connector (check one): ☐ and ☐ or ☒ and/or

Mailing address 5592 Pascoe Rd City Marsing

State Idaho ZIP 83639 Email jefferyhstoddard@gmail.com

2. Name of representative, if any \_\_\_\_\_ Phone \_\_\_\_\_

Mailing address \_\_\_\_\_ City \_\_\_\_\_

State \_\_\_\_\_ ZIP \_\_\_\_\_ Email \_\_\_\_\_

a. ☐ Send all correspondence for this application to the representative and not to the applicant OR  
☐ Send original correspondence to the applicant and copies to the representative.

b. ☐ The representative may submit information for the applicant but is not authorized to sign for the applicant OR  
☐ The representative is authorized to sign for the applicant. Attach a Power of Attorney or other documentation.

3. Source of water supply Ground water which is a tributary of \_\_\_\_\_

4. Location of point(s) of diversion:

Twp	Rge	Sec	Govt Lot	1/4	1/4	1/4	County	Source	Local name or tag #
02N	04W	17		SE	SW		Owyhee	Ground water	

5. Water will be used for the following purposes:

Amount 0.03 for Irrigation purposes from Mar/1 to Nov/15 (both dates inclusive)  
(cfs or acre-feet per year)

Amount 0.02 for Stockwatering purposes from Jan/1 to Dec/31 (both dates inclusive)  
(cfs or acre-feet per year)

Amount 0.06 for Domestic purposes from Jan/1 to Dec/31 (both dates inclusive)  
(cfs or acre-feet per year)

Amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)  
(cfs or acre-feet per year)

6. Total quantity to be appropriated is (a) 0.11 cubic feet per second (cfs) and/or (b) 100 acre-feet per year (af).

7. Proposed diverting works:

a. Describe type and size of devices used to divert water from the source. Well pump = 1/2 hp

b. Height of storage dam \_\_\_\_\_ feet; active reservoir capacity \_\_\_\_\_ acre-feet; total reservoir capacity \_\_\_\_\_ acre-feet. If the reservoir will be filled more than once each year, describe the refill plan in item 12. For dams 10 feet or more in height AND having a storage capacity of 50 acre-feet or more, submit a separate Application for Construction or Enlargement of a New or Existing Dam. Application required? ☐ Yes ☒ No

c. Proposed well diameter is 4 inches; proposed depth of well is 360 feet.

d. Is ground water with a temperature of greater than 85°F being sought? ☐ Yes ☒ No

e. If well is already drilled, when? n/a; drilling firm n/a;  
well was drilled for (well owner) previous landowner; Drilling Permit No. no permit was required

For Department Use

Received by LE Date 05/18/2020 Time 11:30AM Preliminary check by SN

Fee \$ 100 Received by LE Receipt No. W048292 Date 05/18/2020

8. Description of proposed uses (if irrigation only, go to item 9):
- Hydropower; show total feet of head and proposed capacity in kW. \_\_\_\_\_
  - Stockwatering; list number and kind of livestock. 3 Beef cows, two horses, and one mule. Two horses are pregnant
  - Municipal; must complete and attach the Municipal Water Right Application Checklist.
  - Domestic; show number of households 2 households
  - Other; describe fully. \_\_\_\_\_

9. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N	04W	17												3.5					
														D,F					

Total number of acres to be irrigated: 3.5

10. Describe any other water rights used for the same purposes as described above. Include water delivered by a municipality, canal company, or irrigation district. If this application is for domestic purposes, do you intend to use this water, water from another source, or both, to irrigate your lawn, garden, and/or landscaping? none

11. a. Who owns the property at the point of diversion? Jeffery H. & Wallene A. Stoddard  
b. Who owns the land to be irrigated or place of use? Jeffery H. & Wallene A. Stoddard  
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: na

12. Describe your proposal in narrative form, and provide additional explanation for any of the items above. Attach additional pages if necessary. We have 360ft domestic well we also use to water 3/4 of and acer once a week in the spring and fall and twice a week in the summer. There was no permit required when the well was put in. We were told by the previous owner that she had water rights. The sprinkler system was already in place and she was watering four times a week. We would like to have the water rights to provide for our livestock.

13. Time required for completion of works and application of water to proposed beneficial use is 1 years (minimum 1 year).

14. **MAP OF PROPOSED PROJECT REQUIRED** - Attach an 8½" x 11" map or maps clearly identifying the proposed point of diversion, place of use, section #, township & range. The map scale shall not be less than two (2) inches equal to one (1) mile.

The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in rejection of the application or cancellation of an approval.

Jeffery H. Stoddard  
Signature of Applicant  
Jeffery H Stoddard  
Print Name (and title, if applicable)

Wallene A Stoddard  
Signature of Applicant  
Wallene A. Stoddard  
Print Name (and title, if applicable)



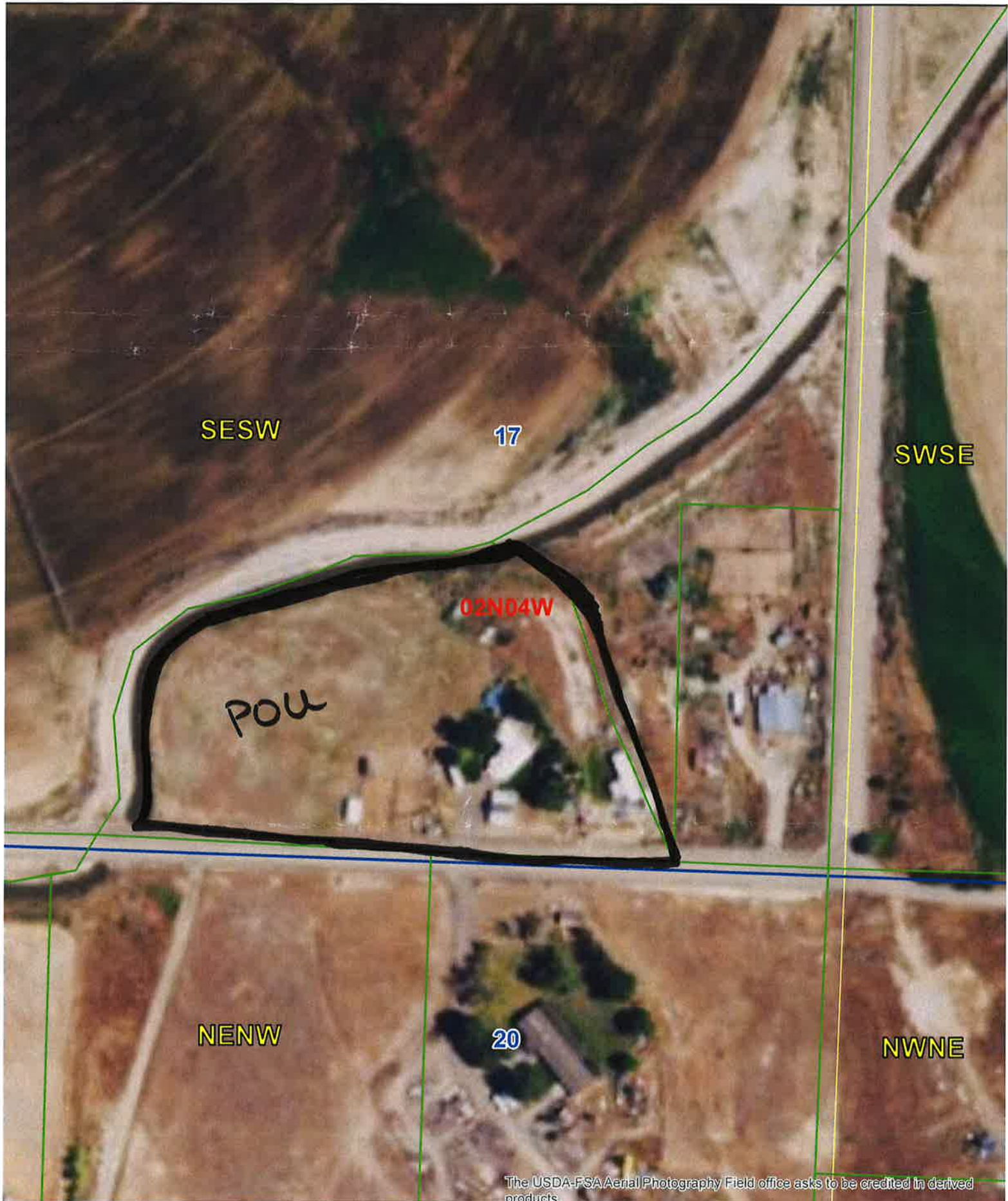
POD

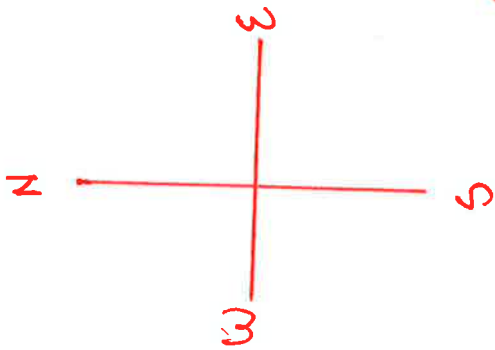




# Stoddard Map for Application for Permit

POU





Parcel RPN04W176770

3 1/2 Acres Total

3/4 Acres  
Irrigated

Home

Home

Shed

Barn

Well

Pascoe Rd.

Fencing ++++++

Sprinklers O

Parcel Lines



State of Idaho

**DEPARTMENT OF WATER RESOURCES**

WESTERN Region • 2735 W AIRPORT WAY • BOISE, ID 83705-5082

Phone: (208)334-2190 • Fax: (208)334-2348 • Website: [www.idwr.idaho.gov](http://www.idwr.idaho.gov)

Brad Little  
Governor

Gary Spackman  
Director

June 26, 2020

GEM IRRIGATION DISTRICT  
PO BOX 67  
HOMEDALE, ID 83628

**RE: Application for Permit No. 57-12015**

Dear Interested Party:

The Department of Water Resources (IDWR) is seeking written comment and/or recommendations from your organization regarding the above referenced water right application. You can find a copy of the application at:  
<https://idwr.idaho.gov/apps/ExtSearch/WRAJSearch/WRADJSearch.aspx>.

IDWR can finish reviewing an unprotested application as soon as the protest period has past. Therefore, your prompt response to this request is appreciated. If your organization desires to formally protest the approval of this application, you may do so after the notice is published by filing a written protest along with a \$25.00 filing fee within 10 days of the final publication.

Please contact this office if you have any questions regarding the application.

Sincerely,

Kensie Thorneycroft  
Administrative Assistant 1

Enclosure(s)





State of Idaho

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Brad Little  
Governor

Gary Spackman  
Director

June 26, 2020

JEFFERY STODDARD  
WALLENE STODDARD  
5592 PASCO RD  
MARSING, ID 83639-8162

**RE: Application for Permit No. 57-12015**

Dear Applicant(s):

The Department of Water Resources has received your water right application. Please refer to the number referenced above in all future correspondence regarding this application.

A legal notice of the application has been prepared and is scheduled for publication in the OWYHEE AVALANCHE on 7/1/2020 and 7/8/2020. Protests to this application may be submitted for a period ending ten (10) days after the second publication.

If the application is protested, you will be sent a copy of each protest. All protests must be resolved before the application can be considered for approval. If the protest(s) cannot be resolved voluntarily, the Department will conduct a conference and/or hearing on the matter.

If the application is not protested, the Department will process your application and notify you of any action taken on the application. If your application is approved, the Department will send you a copy of the permit.

Please contact this office if you have any questions regarding the application.

Sincerely,

A handwritten signature in blue ink, appearing to read 'Kensie Thorneycroft'.

Kensie Thorneycroft  
Administrative Assistant

## **Thorneycroft, Kensie**

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**From:** Thorneycroft, Kensie  
**Sent:** Friday, June 26, 2020 10:40 AM  
**To:** 'Avalanche Office'  
**Subject:** Owyhee Legal Notice  
**Attachments:** CoverLetter.docx; LegalNotice.docx

**Follow Up Flag:** Follow up  
**Flag Status:** Flagged

Good Morning Legal Clerk,

I am sending you the new legal notices, please send confirmation to my email.

Please see the attached ad for publication on 07/01/2020 and 07/08/2020.

Please confirm these are okay to publish as shown.

Kensie Thorneycroft  
Administrative Assistant  
IDWR Western Region  
208-334-2190





**State of Idaho**

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Brad Little  
Governor

Gary Spackman  
Director

June 26, 2020

LEGAL NOTICE DEPARTMENT  
OWYHEE AVALANCHE  
PO BOX 97  
HOMEDALE, ID 83628

RE: Application for Permit No. 57-12011, 57-12015

Dear Legal Notice Department:

Please publish the enclosed legal notice on the dates indicated (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before 7/20/2020. Your cooperation is appreciated.

Sincerely,

Kensie Thorneycroft  
Administrative Assistant

Enclosure(s)

The following application(s) have been filed to appropriate the public waters of the State of Idaho:

**57-12011**

MICHAEL B IHLI

LINDA M IHLI

625 S SCHOOL AVE

KUNA, ID 83634-2313

Point of Diversion NWNESE S13 T04S R01E OWYHEE County Source CASTLE CREEK Tributary SNAKE RIVER

Use: WILDLIFE STORAGE 11/16 to 02/28 260 AF

Use: DIVERSION TO STORAGE 11/16 to 02/28 2 CFS

Total Diversion: 2 CFS, 260 AF

Date Filed: 12-18-2019

Place Of Use: WILDLIFE STORAGE

T04S R01E S1 NWSE,SWSE

T04S R01E S12 NESE,NWNE,NWSE,SWNE,SWSE,SESE

T04S R01E S13 NENE, NWNE

This application proposes to appropriate trust water and will be evaluated in compliance with Section 42-203C, Idaho Code, and IDWR's Water Appropriation Rules, IDAPA 37.03.08.

**57-12015**

JEFFERY STODDARD

WALLENE STODDARD

5592 PASCO RD

MARSING, ID 83639-8162

Point of Diversion SESW S17 T02N R04W OWYHEE County Source GROUND WATER

Use: STOCKWATER 01/01 to 12/31 0.02 CFS

Use: DOMESTIC 01/01 to 12/31 0.06 CFS

Use: IRRIGATION 03/01 to 11/15 0.11 CFS

Total Diversion: 0.19 CFS

Date Filed: 06-23-2020

Place Of Use: DOMESTIC,IRRIGATION,STOCKWATER

T02N R04W S17 SESW

Total Acres: 3.5

Permits will be subject to all prior water rights. For additional information concerning the property location, contact the Western office at (208)334-2190; or for a full description of the right(s), please see <https://idwr.idaho.gov/apps/ExtSearch/WRAApplicationResults/>. Protests may be submitted based on the criteria of Idaho Code § 42-203A. Any protest against the approval of this application must be filed with the Director, Dept. of Water Resources, Western Region, 2735 W AIRPORT WAY, BOISE ID 83705-5082 together with a protest fee of \$25.00 for each application on or before 7/20/2020. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 7/1/2020 and 7/8/2020

## MEMORANDUM

TO: 57-12015  
FROM: Shilynn Novak  
DATE: June 23, 2020  
RE: Communication with Applicant Requesting Adjustment

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June 23, 2020 Wallene Stoddard was contacted to confirm an error and request adjustment on the application submitted June 18, 2020.

Original on Application	Adjustment/Correction
0.03 cfs Irrigation	0.11 cfs Irrigation
0.03 cfs Total quantity to be appropriated	0.19 cfs Total quantity to be appropriated

Ms. Stoddard approved correcting these changes on her behalf. With these corrections, the priority date has been moved up.





State of Idaho

## DEPARTMENT OF WATER RESOURCES

Western Region • 2735 Airport Way • Boise, Idaho 83705-5082

Phone: (208) 334-2190 • Fax: (208) 334-2348 • Website: [www.idwr.idaho.gov](http://www.idwr.idaho.gov)

BRAD LITTLE  
Governor

GARY SPACKMAN  
Director

June 5, 2020

JEFFERY AND/OR WALLENE STODDARD  
5592 PASCOE RD  
MARSING ID 83639

COPY

### Re: Water Right Application Incomplete - Returned

Dear Applicant:

This office received your application on May 18, 2020. The application cannot be accepted into the records of the Idaho Department of Water Resources (IDWR) until the following items are addressed:

- **#3 – Source**
  - Groundwater
- **#4 - Point of Diversion**
  - A map has been included that was generated using the original drawing submitted. If the map is correct, please use the information below and from the map to complete the table:
    - Twp 02N, Rge 04W, Sec 17, ¼ ¼ SE SW, County: County name, Source: Groundwater
- **#5 - Proposed Use**
  - Domestic: These figures show diversion rates typical for in-house domestic use. These figures *do not* include water for domestic stockwater or lawn and garden irrigation.
    - 1 Household - 0.04 cfs
    - 2 Households - 0.06 cfs
  - Irrigation from 3/1 to 11/15
- **#6 - Total Quantity**
  - Irrigation: Overestimating the irrigated area can be more beneficial than underestimating. 0.03 cfs/acre can be applied to your whole 3.5 acre parcel. The actual number of acres will be calculated by the Department and refined during the Beneficial Use Examination at a later date. Using the whole parcel will also ensure the use of irrigation water for watering the lawns.
    - Irrigation total = 0.03 cfs/acre × total acres
  - Any use totaling 0.20 cfs and under will be covered by the \$100 application fee.
  - Domestic + Stockwater + Irrigation = 0.06 cfs + 0.02 cfs + (0.03 cfs/acre × total acres)
- **#7 - Description of the Diverting Works**
  - Please describe the type and size of devices used to divert water from the source. This information includes pump, motor, ditch, pipeline or diversion structure sizes, etc.
- **#9 - Place of Use**

- A map has been included that was generated using the original drawing submitted. If the map is correct, please use the information below and from the map to complete the table:
  - Twp 02N, Rge 04W, Sec 17, SE SW indicate the total number of acres in the table on the application
  - For the total acres in SESW, you will find the smaller SE under the larger SW and write the number of irrigated acres in the space.
  - Under the irrigation number, please put a D & S to show domestic and stockwater use in that QQ.
- Update total number of acres irrigated if different than  $\frac{3}{4}$  ac.
- **#10 - Other Water Rights**
  - After reviewing your narrative, a check was completed to determine if there were any water rights in place for the property. Unfortunately there were no such rights. Gem Irrigation District (South Board of Control) may have provided irrigation shares for surface water use, but there were no groundwater rights for the property.
- **#11 - Ownership**
  - Please fill out sections a, b, and c.
- **#13 - Time**
  - Estimate the time required for completion of work and application of water to the proposed use. The minimum term of a permit is one year. A development period of up to five years may be requested.
- **The Map**
  - A couple blank maps have been included for you to draw your POU and POD location. The POU is the area you plan to use the water. The POD is the location of the well. Please send a map back with the POD and POU clearly defined.

**\*Any changes to the original application should be initialed and dated with the date the change took place. A new application may be submitted, but should be accompanied with a note stating to use previous amount paid towards new application.**

The original incomplete application is enclosed. Please make the necessary amendments to the original form and re-submit within the next thirty (30) days. If IDWR does not receive your written response within thirty (30) days, a refund will be issued for this filing. This letter is an attempt to ensure that your application is complete in order to establish a priority date. You may receive future correspondence regarding more specific details of your application. IDWR forms and other information are available on the Internet at [www.idwr.idaho.gov](http://www.idwr.idaho.gov). Please consult the IDWR website or contact me via email at [Shilynn.Novak@idwr.idaho.gov](mailto:Shilynn.Novak@idwr.idaho.gov) or call this office at 208-334-2190 if you have any questions about the necessary information or fee.

Sincerely,



Shilynn Novak  
Water Resource Agent

Enclosure: Original Application  
Blank Map (2)



# Stoddard Map for Application for Permit

COPY

